

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------|---|--|---|------------|
| Applicants | : | Noble et al. |) | Examiner: |
| Serial No. | : | 10/529,314 |) | GiGi Huang |
| Cnfrm No. | : | 8649 |) | Art Unit: |
| Filed | : | September 25, 2003 |) | 1618 |
| For | : | CASPASE INHIBITORS AS ANTICANCER AGENTS |) | |
| | | |) | |
| | | |) | |

RESPONSE TO RESTRICTION/ELECTION OF SPECIES REQUIREMENTS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This submission is in response to the October 31, 2007, office action, which imposed restriction and election of species requirements in the above-identified application.

In response to the restriction requirement, applicants hereby elect Group II (i.e., claims 13-23) with traverse to the extent that claims 13-15 of Group II recite use of a composition according to Group I.

In response to the election of species requirement, applicants hereby elect as the species: (i) caspase 3 inhibitor, and (ii) an alkylating anti-cancer agent. Claims of Group II reading on the elected species include claims 13-18 and 20-23.

This submission is being filed with a Petition for a Five-Month Extension of Time authorizing the U.S. PTO to charge all fees to deposit account 14-1138.

Respectfully submitted,

Date: April 1, 2008

/Edwin V. Merkel/
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